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MAILED

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TL A TC 2/00

In re Application of:
Masahiro Matsuo
Application No. 09/699,402
Filed: October 31, 2000
For: Network Apparatus for Accessing Services
over a Network

**DECISION ON PETITION
UNDER 37 C.F.R. § 1.181**

This is a decision on the petition filed February 27, 2008 under 37 CFR § 1.181 to invoke Supervisory Authority of the Commissioner and require the Examiner to withdraw the Final rejection mailed February 21, 2008.

The petition is **DISMISSED**.

On February 27, 2008, applicant's counsel filed a petition to the Director under 37 CFR § 1.181 to seek relief from actions of the Examiner in relation to the Final Office action mailed February 21, 2008. The petition stated that no IDS with certification was filed to cause the examiner to make the new art rejection final and that the amendment only was incorporating the features of claim 3 into claim 2 thus no new rejection was necessitated by the amendment.

A review of the record indicates that the amendment was more than just moving claim 3 into claim 2 and in fact most of the claim elements have been changed. One of the significant changes that would necessitate a new grounds of rejection perhaps is the change of the identification code storage means for storing an identification code **identifying itself** to an identification code storage storing an identification code of **the remote controller**.

Accordingly the petition is **DISMISSED**.

Any inquiry concerning this decision should be directed to Tod Swann at (571) 272-3612.

Tod Swann
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